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OCT 1 8 2004

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

in te Application of: Dale F. McIntyre

ANALYZING IMAGES TO DETERMINE THIRD PARTY PRODUCT MATERIALS CORRESPONDING TO THE ANALYZED IMAGES

Serial No. 09/718,884

Filed 21 November 2000

Commissioner for Patents P.O. Box 1450 Alexandria, VA. 22313-1450 Group Art Unit 2622 Examiner Twyler M. Lamb

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Joyce Devries

Date October 15, 2004

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Transmitted herewith is an amendment in the above-identified application:

No additional fee is required. The fee has been calculated as shown below: OTHER THAN A SMALL **ENTITY** (Col. 1) (Col. 2) (Col. 3) **CLAIMS** REMAINING HIGHEST NO. ADDITIONAL **AFTER PREVIOUSLY PRESENT** AMENDMENT PAID FOR **RATE FEE EXTRA** \$0 TOTAL **MINUS** 20 0 X 18 X 88 \$0 **INDEP** MINUS 0 FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM + 300 \$ 0 \$0 TOTAL

in Col. 1 of a prior amendment or the number of claims originally filed.

Please charge American Express Credit Card (see attached form PTO-2038)

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\$0.

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Eastman Kodak Company Deposit Account No. <u>05-0225</u>

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X Any additional filing fees required under 37 CFR 1.16.

Any patent application processing fees under 37 CFR 1.17.

(For Extensions of Time and other Petitions to the Assistant Commissioner)

Raymond L. Owens/JMD Telephone 585-477-4653 Facsimile 585-477-4646 Attorney for Applicant Registration No. 22,363

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.



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## <u>Amendment</u>

In response to the Office Action mailed August 25, 2004, please amend the above-identified application as follows, without prejudice.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Amendments to the Drawings begin on page 4 of this paper.

Remarks/Arguments begin on page 5 of this paper.